

12-26-00

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Docket No.: 216-028A

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U.S. PTO  
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U.S. PTO  
12/21/00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT OPERATION

Anticipated Classification of  
this Application:

Class \_\_\_\_\_ Subclass \_\_\_\_\_

Prior Application Serial No. 09/033,664

Examiner: Young, B.

Art Unit: 1775

Box PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This is a request for filing a \_\_\_\_\_ continuation X divisional  
application under 37 C.F.R. §1.53(b) of pending prior application  
Serial No. 09/033,664 filed on March 3, 1998,  
of: Dino Katsir et al.

(Inventor(s))

for: METHOD FOR PRODUCING HIGH SURFACE AREA FOIL ELECTRODES C-22  
POSITION

(title of invention)

1. X Enclosed is a complete copy of the prior application, Serial No. 09/033,664, including the oath or declaration as originally filed and an affidavit or declaration verifying it as a true copy.
2. X A verified statement to establish small entity status under 37 CFR 1.9 and 1.27  
\_\_\_\_\_ is enclosed  
X was filed in the prior application and such status is still proper and desired (37 CFR 1.28(a)).

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label # EL589854390US  
Date of Deposit December 21, 2000

I hereby certify that this paper or fee is being deposited with the United States Postal Service by "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to:

Box PATENT APPLICATION  
Assistant Commissioner for Patents  
Washington, D.C. 20231

James V. Costigan, Registration No. 25,669  
(Typed or printed name of person mailing)

*[Signature]*  
(Signature of person mailing paper or fee)

3.  The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW						
For	Number Filed	Number Extra	Rate	Basic Fee		
Total Claims	28 -20 = 8	x \$ 9.00 =	\$ 72.00			
Independent Claims	3 -3 = 0	x \$40.00 =	\$ -0-			
— Multiple Dependent Claim Presented		x \$135.00 =	\$ -0-			

Total Filing Fee: \$ 427.00

4.  The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 08-1540. A duplicate copy of this sheet is enclosed.

5.  A check in the amount of \$ 427.00 is enclosed.

6.  Cancel in this application original Claims 29-44 of the prior application before calculating the filing fee.

7.  Amend the specification by inserting before the first line the sentence: --This is a  
— continuation,  
—  divisional,  
of application Serial No. 09/033,664, filed March 3, 1998.--

8.  Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application.

9.  Drawings are enclosed.

10.  Priority of Application No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. §119.

The certified copies have been filed in prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

11.        The prior application is assigned of record to

X The Power of Attorney in the prior application is to:

Edward A. Hedman, Reg. No. 22,120; James V. Costigan, Reg. No. 25,669; Kenneth F. Florek, Reg. No. 33,173; Alan B. Clement, Reg. No. 34,563 and Martin P. Endres, Reg. No. 35,498 all of the Firm: Hedman, Gibson & Costigan, 1185 Avenue of the Americas, New York, NY 10036, (212) 302-8989

       a. The power appears in the original declaration in the prior application.

X b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

X c. Address all future communications to:

James V. Costigan, Esq.  
HEDMAN, GIBSON & COSTIGAN, P.C.  
1185 Avenue of the Americas  
New York, NY 10036  
(212) 302-8989

12.        A Preliminary Amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

       Additional fees for increasing the number of claims by the preliminary amendment are calculated below:

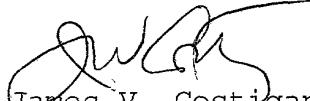
	<u>Claims Remaining</u>	<u>Extra Claims</u>	<u>Additional Fees Due</u>
Total Claims			\$ _____
Independent Claims	0	0	\$ -0-
[ ] Multiple Independent Claim:			\$ -0-
Amendment Fee Total:			\$ _____

       A check in the amount of \$ \_\_\_\_\_ is enclosed.

13. X I hereby verify that the attached papers are a true copy from applicant's attorney's file of prior application Serial No. 09/033,664, filed March 3, 1998.

The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,



James V. Costigan  
Registration No. 25,669

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